

1 BILL NO. R-92-06- 21 (as amended)

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3 RESOLUTION NO. R-35-92

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7 RESOLUTION APPROVING
8 PROMISSORY NOTES TO THE
9 FORT WAYNE COMMUNITY
10 TRUST.

11 WHEREAS, the City of Fort Wayne requests the
12 approval of Common Council for two Promissory Notes to
13 the Fort Wayne Community Trust.

14 NOW, THEREFORE, BE IT RESOLVED BY THE COMMON
15 COUNCIL OF FORT WAYNE, INDIANA:

16 SECTION 1. That the Promissory Note in the
17 amount of Two Million Two Hundred Thousand Dollars (\$2.2
18 million), attached hereto, made a part hereof and marked
19 Exhibit "A" be approved.

20 SECTION 2. That the Promissory Note in the
21 amount of One Million One Hundred Thousand Dollars (\$1.1
22 million), attached hereto, made a part hereof and marked
23 Exhibit "B" be approved.

24 SECTION 3. That this Resolution shall be in
25 full force and effect from and after its passage and any
26 and all necessary approval by the Mayor.

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Council Member

APPROVED AS TO FORM
AND LEGALITY

J. Timothy McCaulay
J. TIMOTHY McCAULAY, CITY ATTORNEY

Fort Wayne, Indiana
Date: _____

PROMISSORY NOTE

The City of Fort Wayne promises and agrees to pay the FORT WAYNE COMMUNITY TRUST the sum of Two Million Two Hundred Thousand Dollars (\$2.2 million).

INTEREST RATE. This obligation shall bear interest at the rate of 4.55% per annum.

TIME FOR PAYMENT.

- a.) Interest shall be payable hereon on 31st day of December, 1993, and the 31st day of December of each year thereafter until all outstanding principal and interest have been paid.
- b.) Principal shall be payable in fifteen equal annual installments beginning on the 31st day of December, 1993, and the 31st day of December of each year thereafter. Principal may be prepaid.

PLACE OF PAYMENT: This obligation shall be payable at Lincoln National Bank and Trust Company of Fort Wayne, in its capacity as Trustee of the Fort Wayne Community Trust, or at any duly qualified and appointed successor trustee.

CUSTODIAN OF THIS NOTE: Lincoln National Bank and Trust Company, as Trustee of the Fort Wayne Community Trust, shall be the Custodian of this note.

DEFAULT: In the event of default in payment of this note, or any part, principal and interest, when due, the whole amount remaining unpaid shall, without notice of non-payment or demand of payment, immediately become due and payable, together with attorney's fees.

CITY OF FORT WAYNE

BY:

Paul Helmke, its Mayor

This instrument prepared by J. Timothy McCaulay, Attorney at Law.

Fort Wayne, Indiana
Date: _____

PROMISSORY NOTE

The City of Fort Wayne promises and agrees to pay the FORT WAYNE COMMUNITY TRUST the sum of One Million One Hundred Thousand Dollars (\$1.1 million).

INTEREST RATE. This obligation shall bear interest at the rate of 4.55% per annum.

TIME FOR PAYMENT:

- a.) Interest shall be payable hereon on the 31st day of December 1993, and on the 31st day of December each year thereafter until all outstanding principal and interest have been paid.
- b.) \$550,000 of the principal shall be payable on or before December 31 1993; and the balance thereof shall be payable on or before December 31, 1994.

PLACE OF PAYMENT: This obligation shall be payable at Lincoln National Bank and Trust Company of Fort Wayne, in its capacity as Trustee of the Fort Wayne Community Trust, or at any duly qualified and appointed successor trustee.

CUSTODIAN OF THIS NOTE: Lincoln National Bank and Trust Company, as Trustee of the Fort Wayne Community Trust, shall be the Custodian of this note.

DEFAULT: In the event of default in payment of this note, or any part, principal and interest, when due, the whole amount remaining unpaid shall, without notice of non-payment or demand of payment, immediately become due and payable, together with attorney's fees.

CITY OF FORT WAYNE

BY:

Paul Helmke, its Mayor

This instrument prepared by J. Timothy McCaulay, Attorney at Law.

Read the first time in full and on motion by _____, and duly adopted, read the second time by title and referred to the Committee on _____ (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Common Council Council Conference Room 128, City-County Building, Fort Wayne, Indiana, on _____, the _____ day of _____, at _____ o'clock M., E.S.T.

DATED: _____ SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by _____, and duly adopted, placed on its passage. PASSED *Schmied* LOST by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT
TOTAL VOTES	7	2		
BRADBURY	✓			
EDMONDS	✓			
GiaQUINTA	✓			
HENRY	✓			
LONG		✓		
LUNSEY	✓			
RAVINE	✓			
SCHMIDT		✓		
TALARICO	✓			

DATED: *7-14-92*

SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL) (SPECIAL) (ZONING) ORDINANCE RESOLUTION NO. *P-35-92* on the *14th* day of *July*, 19 *92*

ATTEST:

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

(SEAL)

Thomas E. Henry
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the *15th* day of *July*, 19 *92*, at the hour of *9:30* o'clock *A.*, M., E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this *15th* day of *July*, 19 *92*, at the hour of *1:30* o'clock *P.*, M., E.S.T.

Paul Helmke
PAUL HELMKE, MAYOR

DIGEST SHEET

TITLE OF ORDINANCE RESOLUTION

DEPARTMENT REQUESTING ORDINANCE MAYOR'S OFFICE/CONTROLLER OFFICE

SYNOPSIS OF ORDINANCE APPROVES TWO PROMISSORY NOTES TO THE FORT WAYNE COMMUNITY TRUST.

9-92-06-21
(as amended)

EFFECT OF PASSAGE PROMISSORY NOTES ARE APPROVED - PROJECTS CAN BE COMPLETED.

EFFECT OF NON-PASSAGE PROJECTS CANNOT BE COMPLETED.

MONEY INVOLVED (DIRECT COSTS, EXPENDITURES, SAVINGS) _____

ASSIGNED TO COMMITTEE (PRESIDENT) _____

Fort Wayne, Indiana
Date: _____

PROMISSORY NOTE

The City of Fort Wayne promises and agrees to pay the FORT WAYNE COMMUNITY TRUST the sum of Two Million Two Hundred Thousand Dollars (\$2.2 million).

INTEREST RATE. This obligation shall bear interest at the rate of 4.55% per annum.

TIME FOR PAYMENT.

- a.) Interest shall be payable hereon on 31st day of December, 1993, and the 31st day of December of each year thereafter until all outstanding principal and interest have been paid.
- b.) Principal shall be payable on or before December 31, 2007.

PLACE OF PAYMENT: This obligation shall be payable at Lincoln National Bank and Trust Company of Fort Wayne, in its capacity as Trustee of the Fort Wayne Community Trust, or at any duly qualified and appointed successor trustee.

CUSTODIAN OF THIS NOTE: Lincoln National Bank and Trust Company, as Trustee of the Fort Wayne Community Trust, shall be the Custodian of this note.

DEFAULT: In the event of default in payment of this note, or any part, principal and interest, when due, the whole amount remaining unpaid shall, without notice of non-payment or demand of payment, immediately become due and payable, together with attorney's fees.

CITY OF FORT WAYNE

BY:

Paul Helmke, its Mayor

This instrument prepared by J. Timothy McCaulay, Attorney at Law.